IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

TUESDAY, THE 25TH SEPTEMBER 2007 / 3RD ASWINA 1929

WP(C).No. 26234 of 2007(W)

PETITIONER:

THEJAS ARTS & SPORTS CLUB,
REG.NO.A.626/92, MADAVANA JN., PRAYAR MURI,
PANDANAD VILLAGE, CHENGANNUR TALUK, REPRESENTED BY
ITS SECRETARY, RAJI RAJ, AGED 20,PALLICHIRAYIL
HOUSE, VANAVATHUKKARA MURI,THIRUVANVANDOOR VILLAGE

BY ADV. SRI.A.X.VARGHESE
SRI.A.V.JOJO

RESPONDENTS:
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1. DISTRICT COLLECTOR, ALAPPUZHA.

2. REVENUE DIVISIONAL OFFICER, CHENGANNUR.

3. ASSISTANT EXECUTIVE ENGINEER,
ROAD SUB DIVISION, CHENGANNUR.

4. RECHEL RAJU, AGED 47,
KARUVELIL PUTHEN PARAMBIL, PRAYAR MURI,
PANDANADU VILLAGE, CHENGANNUR TALUK.

BY GOVERNMENT PLEADER SRI.I.V.PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 25/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.
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W.P.(C) NO. 26234 OF 2007
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Dated this the 25th day of September, 2007

J U D G M E N T

The issue raised in this writ petition is the demolition of a waiting shed constructed by the petitioner. It is seen that in relation to the same issue, a Civil Suit is pending in OS 86/07 before Munsiff's Court, Chengannur, to which petitioner is also a party. Since the Civil Court has already seized of the matter, there is no warrant for invoking the extraordinary jurisdiction of this court. Writ petition fails and is dismissed without prejudice to the contentions raised in this petition.

ANTONY DOMINIC, JUDGE.

Rp